

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

THE HIMALAYA DRUG COMPANY,

Plaintiff,

vs.

TRUWELL HOLDINGS, INC.,

Defendant.

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CIVIL ACTION NO. 07-4091

JOINT STIPULATION OF DISMISSAL

The parties in the above-captioned matter hereby stipulate and agree, pursuant to the terms of a Settlement Agreement reached between them, to the voluntary dismissal of this action pursuant to Rule 41(a)(1)(ii) of the Federal Rules of Civil Procedure as follows:

1. The parties hereby dismiss all claims asserted in this case with prejudice and on the merits;

2. Each party shall bear and be responsible for their own attorneys' fees and costs associated with this action.

Dated: February 5, 2008

Respectfully submitted,

/s/ John S. Egbert

John S. Egbert
Texas Bar No. 06479550
S.D. Tex. ID No. 4215
Egbert Law Offices, PLLC
412 Main Street, 7th Floor
Houston, Texas 77002
Telephone: (713) 224-8080
Facsimile: (713) 223-4873
Email: mail@egbertlawoffices.com

Attorney-in-charge for Plaintiff

/s/ Michael A. O'Neil

Michael A. O'Neil
Texas Bar No. 15285000
S.D. Tex. ID No. 25978
Michael A. O'Neil, P.C.
5949 Sherry Lane, Suite 820
Dallas, Texas 75225
Telephone: (214) 739-0088
Facsimile: (214) 739-8284
Email: mike@oneilplaw.com

Attorney-in-charge for Defendant

The Himalaya Drug Company

Truwell Holdings, Inc.

IT IS SO ORDERED.

Dated this the __ day of _____, 2008 at Houston, Texas.

Honorable Sim Lake
United States District Judge